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Attorneys for Defendant,  
DELTA AIR LINES, INC.

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

DEV ANAND OMAN, TODD EICHMANN, and MICHAEL LEHR, individually, on behalf of others similarly situated, and on behalf of the general public,

**Plaintiff.**

VS.

**DELTA AIR LINES, INC.,**

Defendant.

Case No. 3:15-cv-00131-WHO

**STIPULATION AND ORDER  
REGARDING A CONTINUANCE OF THE  
HEARING ON THE PARTIES' CROSS-  
MOTIONS FOR SUMMARY JUDGMENT**

1 Plaintiffs Todd Eichmann, Michael Lehr, and Dev Anand Oman (“Plaintiffs”) and  
2 Defendant Delta Air Lines, Inc. (“Delta”) (collectively, “the Parties”), by and through their  
3 respective counsel of record, stipulate as follows:

4 WHEREAS, a hearing on the Parties’ cross-motions for summary judgment is set for  
5 November 18, 2015;

6 WHEREAS, Delta’s lead counsel in this case, Robert Jon Hendricks, has been in trial in  
7 a case pending in the Superior Court for the County of Los Angeles since November 2, 2015;

8 WHEREAS, although Mr. Hendricks anticipated that the trial in that matter would only  
9 last several weeks, it appears likely that the trial will continue through November 20, 2015;

10 WHEREAS, because of Mr. Hendricks’ trial in this other matter, he likely will be unable  
11 to attend the hearing on the Parties’ cross-motions for summary judgment as currently set;

12 WHEREAS, to avoid this potential scheduling conflict, the Parties agree to continue the  
13 hearing on their cross-motions for summary judgment to Wednesday November 25, 2015 at 10  
14 a.m., provided that this date works for the Court, or to some date thereafter;

15 WHEREAS, if the Court is not available on November 25 for the hearing, the Parties  
16 propose that the hearing be continued to December 16; Mr. Hendricks is unavailable on  
17 December 2 and Plaintiffs’ Counsel is unavailable on December 9;

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1 THEREFORE, the Parties agree and stipulate that the hearing on the Parties' cross-  
2 motions for summary judgment should be continued from November 18, 2015 to November 25,  
3 2015 at 10 a.m.

4 IT IS SO STIPULATED.

5  
6 Dated: November 9, 2015

NICHOLS KASTER, LLP

7  
8 By s/Matthew C. Helland  
9 Matthew C. Helland  
10 Daniel S. Brome

11 Attorneys for Plaintiffs and the Class

12 Dated: November 9, 2015

MORGAN, LEWIS & BOCKIUS LLP

13  
14 By s/Andrew P. Frederick  
15 Robert Jon Hendricks  
16 Andrew P. Frederick

17 Attorneys for Defendant,  
18 DELTA AIR LINES, INC.

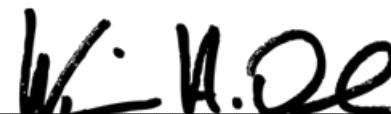
19 I, Andrew P. Frederick, am the ECF user whose identification and password are being  
20 used to file this Stipulation and [Proposed] Order Regarding a Continuance of the Hearing on the  
21 Parties' Cross-Motions for Summary Judgment on behalf of Defendant Delta Air Lines, Inc. and  
22 Plaintiffs Todd Eichmann, Michael Lehr, and Dev Anand Oman. In compliance with L.R. 5-  
23 1(i)(3), I hereby attest that Matthew Helland concurs in this filing.

**ORDER**

1 Pursuant to the Stipulation Regarding a Continuance of the Hearing on the Parties'  
2 Cross-Motions for Summary Judgment, and good cause appearing for the reasons stated therein,  
3 the hearing on the Parties' cross-motions for summary judgment shall be continued from  
4 November 18, 2015 to November 25, 2015 at 10 a.m.

5 IT IS SO ORDERED.  
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7 Dated: November 10, 2015  
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HONORABLE WILLIAM H. ORRICK  
US DISTRICT JUDGE